

FILED

AUG 22 2007

SECRETARY, BOARD OF
OIL, GAS & MINING**BEFORE THE BOARD OF OIL, GAS, AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

In the Matter of the Request for Agency
Action by

Penney's Gemstones, David L. Penney,

Petitioner,

For Review of the Division's Cessation Orders
and Assessment of Penalties, Sliver 1-2 Mine,
Beaver County, and Little Spot Mine, Millard
County

~~PROPOSED~~
ORDER

Cause Nos. S/027/024 – Little Spot
S/001/035 – Sliver 1-2

Docket No. 2007-002


Pursuant to a stipulated settlement between Penney's Gemstones, L.L.C., petitioner, and the Utah Division of Oil, Gas and Mining, Respondent, the Utah Board of Oil, Gas and Mining hereby enters its order fully disposing of the above-titled matters.

1. In Cause No. S/027/024, the request of Penney's Gemstones to withdraw its request for agency action to review the Division's Cessation Order and Assessment of Penalties as to the Little Spot Mine is hereby GRANTED.
2. In Cause No. S/001/035, the Division's Cessation Order and Assessment of Penalties is HEREBY VACATED effective January 17, 2008 UNLESS the Division notifies the Board on or before January 10, 2008 that the terms of the Stipulated Settlement have not been satisfied.
3. In Cause No. S/001/035, the Division is HEREBY ORDERED to return to Penney's Gemstones the \$550 in penalties deposited with the Division in

connection with the Cessation Order UNLESS the Division notifies the Board on
or before January 10, 2008 that the terms of the Stipulated Settlement have not
been satisfied.

DATED this 22 day of August, 2007.

STATE OF UTAH
BOARD OF OIL, GAS, AND MINING

By: 
Douglas E. Johnson
Chairman

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing ORDER to be mailed, postage prepaid, this 24th day of August, 2007 to the following:

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